

TIGARD CITY COUNCIL  
MEETING

August 27, 2002 6:30 p.m.

TIGARD CITY HALL  
13125 SW HALL BLVD  
TIGARD, OR 97223



PUBLIC NOTICE:

Anyone wishing to speak on an agenda item should sign on the appropriate sign-up sheet(s). If no sheet is available, ask to be recognized by the Mayor at the beginning of that agenda item. Visitor's Agenda items are asked to be two minutes or less. Longer matters can be set for a future Agenda by contacting either the Mayor or the City Manager.

Times noted are estimated; it is recommended that persons interested in testifying be present by 7:15 p.m. to sign in on the testimony sign-in sheet. Business agenda items can be heard in any order after 7:30 p.m.

Assistive Listening Devices are available for persons with impaired hearing and should be scheduled for Council meetings by noon on the Monday prior to the Council meeting. Please call 503-639-4171, Ext. 309 (voice) or 503-684-2772 (TDD - Telecommunications Devices for the Deaf).

Upon request, the City will also endeavor to arrange for the following services:

- Qualified sign language interpreters for persons with speech or hearing impairments; and
- Qualified bilingual interpreters.

Since these services must be scheduled with outside service providers, it is important to allow as much lead time as possible. Please notify the City of your need by 5:00 p.m. on the Thursday preceding the meeting by calling: 503-639-4171, x309 (voice) or 503-684-2772 (TDD - Telecommunications Devices for the Deaf).

SEE ATTACHED AGENDA

A G E N D A  
TIGARD CITY COUNCIL MEETING  
August 27, 2002

6:30 PM

- STUDY SESSION
  - > UPDATE – WATER ISSUES
    - ❖ Councilor Patton
  - > UPDATE – RANDALL GRANT PROGRAM
    - ❖ City Administration Staff
- EXECUTIVE SESSION: The Tigard City Council may go into Executive Session. If an Executive Session is called to order, the appropriate ORS citation will be announced identifying the applicable statute. All discussions are confidential and those present may disclose nothing from the Session. Representatives of the news media are allowed to attend Executive Sessions, as provided by ORS 192.660(3), but must not disclose any information discussed. No Executive Session may be held for the purpose of taking any final action or making any final decision. Executive Sessions are closed to the public.

7:30 PM

1. BUSINESS MEETING
  - 1.1 Call to Order - City Council & Local Contract Review Board
  - 1.2 Roll Call
  - 1.3 Pledge of Allegiance
  - 1.4 Council Communications & Liaison Reports
  - 1.5 Call to Council and Staff for Non-Agenda Items
2. CERTIFICATE OF RECOGNITION – COUNCILOR JOYCE PATTON
  - ❖ Presentation by Mayor Griffith
3. MAYORS' PINEWOOD DERBY
  - ❖ Announcement by Mayor Griffith
4. VISITOR'S AGENDA (Two Minutes or Less, Please)

5. CONSENT AGENDA: These items are considered to be routine and may be enacted in one motion without separate discussion. Anyone may request that an item be removed by motion for discussion and separate action. Motion to:
  - 5.1 Approve Council Minutes: August 13, 2002
  - 5.2 Approve Amendment to Municipal Court Judge Michael J. O'Brien's Personal Services Contract
    - Consent Agenda - Items Removed for Separate Discussion: Any items requested to be removed from the Consent Agenda for separate discussion will be considered immediately after the Council has voted on those items which do not need discussion.
6. CONSIDER AMENDMENT TO CHAPTER 12.02 (SANITARY SEWER AND SURFACE WATER MANAGEMENT) OF THE TIGARD MUNICIPAL CODE MAKING APPROPRIATE NAME AND TITLE CHANGES
  - a. Staff Report: Finance Staff
  - b. Council Discussion
  - c. Council Consideration: Ordinance No. 02-\_\_\_\_\_
7. CONSIDER AMENDMENT TO CHAPTER 12.03 (BILLING AND COLLECTION OF UTILITY CHARGES) OF THE TIGARD MUNICIPAL CODE CLARIFYING PROCEDURES IN THE COLLECTION OF UTILITY CHARGES AND MAKING APPROPRIATE NAME AND TITLE CHANGES
  - a. Staff Report: Finance
  - b. Council Discussion
  - c. Council Consideration: Ordinance No. 02-\_\_\_\_\_
8. CONSIDER GRANTING A TELECOMMUNICATIONS FRANCHISE TO TIME WARNER TELECOM OF OREGON LLC
  - a. Staff Report: Finance Staff
  - b. Council Discussion
  - c. Council Consideration: Ordinance No. 02-\_\_\_\_\_
9. CONSIDER INCREASING, ADDING, AND ELIMINATING CERTAIN WATER CHARGES BY AMENDING EXHIBIT A TO RESOLUTION NO. 02-06
  - a. Staff Report: Finance Staff and Public Works Staff
  - b. Council Discussion

- c. Council Consideration: Resolution No. 02-\_\_\_\_
- 10. CONSIDER AMENDMENT TO CHAPTER 12.10 (WATER SYSTEM RULES & REGULATIONS) OF THE TIGARD MUNICIPAL CODE (TMC) UPDATING SEVERAL PROVISIONS OF WATER SERVICE TO ALIGN TMC REQUIREMENTS WITH CURRENT UTILITY SERVICE PRACTICES AND OTHER TMC PROVISIONS
  - a. Staff Report: Public Works Staff
  - b. Council Discussion
  - c. Council Consideration: Ordinance No. 02-\_\_\_\_
- 11. PUBLIC HEARING TO CONSIDER AUTHORIZATION OF THE ISSUANCE AND SALE OF THE CITY OF TIGARD'S GENERAL OBLIGATION BOND AND GENERAL REFUNDING BOND TO THE OREGON ECONOMIC AND COMMUNITY DEVELOPMENT DEPARTMENT TO FINANCE THE COSTS OF THE NEW TIGARD LIBRARY
  - a. Open Public Hearing
  - b. Summation by Finance Staff
  - c. Public Testimony
  - d. Staff Recommendation
  - e. Council Discussion
  - f. Close Public Hearing
  - g. Council Consideration: Resolution No. 02 - \_\_\_\_
- 12. COUNCIL AS LOCAL CONTRACT REVIEW BOARD TO CONSIDER THE AWARD OF THE CONTRACT FOR ARCHITECTURAL AND DESIGN SERVICES FOR THE NEW TIGARD LIBRARY
  - a. Staff Report: Engineering Staff
  - b. Board Discussion
  - c. Board Consideration: Motion to award the contract.
- 13. CONTINUATION OF PUBLIC HEARING (QUASI-JUDICIAL) FROM JULY 23, 2002 – CONSIDER AN ORDINANCE TO EXEMPT PROPERTIES THAT ARE ZONED MUR 1 OR 2 THAT WERE ZONED COMMERCIAL PRIOR TO MARCH 28, 2002, FROM MEETING CERTAIN REQUIREMENTS BEFORE BEING PERMITTED TO HAVE A COMMERCIAL USE

**REQUEST:** The request is to modify the existing Development Code language to exempt properties that were zoned commercial prior to March 28, 2002 from being required to meet minimum residential density requirements prior to being

permitted to have a commercial use on the property. There are 10 parcels (5.25 acres) within the City of Tigard's portion of the Regional Center that this exemption will apply to and are impacted by this amendment. Approximately 1.63 acres were identified as vacant or re-developable in determining target capacity numbers for the Regional Center, therefore, the number of units that would be lost if no residential use were constructed on these lots is approximately 42 units (if minimum densities were constructed). **LOCATION:** The Washington Square Regional Center area is bounded generally by Fanno Creek on the west, SW Greenburg Road and Hall Boulevard on the east, Red Tail Golf Course to the north, and Highway 217, including the Ash Creek area on the southern border. The MUR 1 and 2 zones are located within the Regional Center, generally west of Hall Blvd and east of Ash Creek. **ZONE:** Mixed Use Residential (MUR) 1&2. **APPLICABLE REVIEW CRITERIA:** Community Development Code Sections 18.380.020, 18.390.060; Comprehensive Plan Policies 1.1.1, 2.1.1 2.1.2, 5.1 and 6.1.1; Statewide Planning Goals 1, 2, 9, and 10; and Metro Functional Plan Titles 1 and 7.

- a. Open Public Hearing – Continued from July 23, 2002
- b. Declarations or Challenges
- c. Staff Report: Community Development Department
- d. Public Testimony
  - **Proponents**
  - Opponents
  - Rebuttal
- e. Staff Recommendation
- f. Council Questions
- g. Close Public Hearing
- h. Council Consideration: Ordinance No. 02- \_\_\_\_

14. CONSIDER POLICY DIRECTION FOR BULL MOUNTAIN ANNEXATION

- a. Staff Report: Community Development Staff
- b. Council Discussion
- c. Council Consideration: Resolution No. 02-\_\_\_\_

15. CONSIDER RENEWAL OF THE INTERGOVERNMENTAL AGREEMENT WITH WASHINGTON COUNTY FOR THE CITY OF TIGARD TO PROVIDE PLANNING-, BUILDING-, AND ENGINEERING-RELATED SERVICES TO THE URBAN SERVICES AREA

- a. Staff Report: Community Development Staff
- b. Council Discussion

- c. Council Consideration: Motion to authorize the Mayor to sign the Urban Services Intergovernmental Agreement between the City of Tigard and Washington County, amending and extending the agreement for five years.

16. COUNCIL LIAISON REPORTS

17. NON AGENDA ITEMS

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19. ADJOURNMENT

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